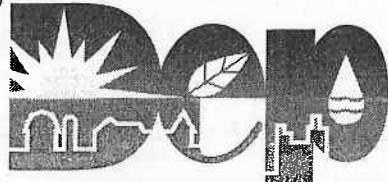


IO# 111827



Pennsylvania Department of Environmental Protection

1661 Old Philadelphia Pike

Lancaster, PA 17602-2633

February 12, 2003

Lancaster District Office

(717) 299-7601

Fax No. (717) 396-7178

NOTICE OF VIOLATION

Mr. Robin E. Thomas
Director Environmental Compliance
Bulova Technologies, L.L.C.
P.O. Box 4787
Lancaster, PA 17604-4787

Dear Mr. Thomas:

This letter will confirm my visit to your facility on January 15, 2003 and our subsequent discussion concerning the Department's standards governing Permit Conditions and requirements. During my inspection, we discovered that the recirculating pump on the Heil Packed Tower Scrubber had been deactivated due to the structural failure of the unit's Mist Eliminator. As I mentioned, operating this system without benefit of the caustic scrubber solution constitutes violations of Permit Condition B.7(b) of Operating Permit No. 36-3033, issued by the Department on May 1, 2001, and Section 127.444 of Chapter 127 of the Department's Rules and Regulations. Section 127.444 and this permit condition require that a person may not cause or permit the operation of a source unless the source and air cleaning devices identified in the plan approval and operating permit is operated and maintained in accordance with specifications in the application, conditions, and permit. A person also may not cause or permit the operation of an air contamination source in a manner inconsistent with good operating practices.

The terms used in the standards are defined in Chapter 121 and the Air Pollution Control Act and violations of the Rules and Regulations are subject to penalties of Sections 9 and 9.1 of the Air Pollution Control Act.

It is the Department's recommendation that you monitor these operations carefully and when your observations reveal problems, initiate corrective action in a timely manner before notification from Department inspectors. As we discussed, please prepare a Request for Permit Determination Form to address the operation of these sources without a control device. This proposal should be submitted, in lieu of an air pollution control plan, to our Engineering Services Section as soon as possible but not later than 30 days from receipt of this letter. In addition, please send a carbon copy to the writer at the Lancaster District Office.

Nothing contained in this letter should be construed to grant or imply immunity from criminal or civil prosecution for any violations of law.

The aforementioned violations are subject to penalties outlined in Sections 9 and 9.1 of the Air Pollution Control Act. This Notice of Violation is neither an order or any other final action of the Department. It neither imposes or waives any enforcement action available to the Department under any of its statutes. If the Department determines that any enforcement action is appropriate you will be notified of the action.

Enclosed for your reference are copies of the Air Pollution Control Act and the Air Resources Rules and Regulations.

If you should have any questions or comments concerning these matters or the applicable standards, please feel free to contact me.

Sincerely,



Terrence L. Rainar
Air Quality Specialist
Air Quality Program

Enclosures (2)

cc: Lancaster District (Case File)

Southcentral Region

Compliance & Enforcement

N.O.V. File

TLR:sah